

ORIGINAL

SEALED

CLERK US DISTRICT COURT  
NORTHERN DIST. OF TX  
FILED

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

2017 AUG 30 PM 3:44

UNITED STATES OF AMERICA

v.

SUSANN NELSON

**3-17 CR-449-K**

DEPUTY CLERK

Case No.

**FILED UNDER SEAL**

**INDICTMENT**

The Grand Jury charges:

**Introduction**

1. Between 1999 and 2015, the defendant, **Susann Nelson**, was an employee of LegacyTexas Bank in Richardson, Texas, within the Dallas Division of the Northern District of Texas. Starting sometime in 2006 and continuing until 2015, Susann Nelson was the central vault manager where she maintained control over the amount of cash in the LegacyTexas Bank's vault on a daily basis, including ordering cash from the Federal Reserve Bank and other financial institutions and documenting the receipt of cash into the bank's books and records.

2. A lapping scheme is a fraudulent accounting practice that hides stolen cash by overlapping successive receivables of cash. A lapping scheme begins when someone steals money that was generated by a transaction, such as a receipt of cash into the bank's vault. Each time money is wrongfully taken from the bank in furtherance of the scheme, the money is offset using cash from a successive transaction.

3. Starting at least as early as January 2010, the exact date being unknown to the Grand Jury, and continuing until on or about February 10, 2015, **Susann Nelson**

engaged in a lapping scheme at LegacyTexas Bank. Nelson embezzled cash from cash deposits from the Federal Reserve Bank and made false entries in the books and records of the bank in order to conceal the embezzled cash.

Count One  
Bank Theft, Embezzlement, or Misapplication  
[Violation of 18 U.S.C. § 656]

4. The allegations in paragraphs 1 through 3 of this Indictment are realleged and incorporated as though fully set forth in this paragraph.

5. Starting at least as early as January 2010, and continuing until on or about February 10, 2015, in the Dallas Division of the Northern District of Texas, the defendant, **Susann Nelson**, being an officer, director, agent, or employee of, or connected in a capacity with, LegacyTexas Bank, a financial institution with its deposits insured by the Federal Deposit Insurance Corporation, with intent to injure and defraud LegacyTexas Bank, willfully misapplied, or embezzled, abstracted, or purloined a sum of money exceeding \$1,000 of the moneys, funds, or credits of LegacyTexas Bank, in that the defendant engaged in a lapping scheme in which successive cash purchases were misapplied to prior cash purchases in order to hide the embezzlement of money.

All in violation of 18 U.S.C. § 656.

Count Two

Fraud and False Statements in Bank Entries, Reports, and Transactions  
[Violation of 18 U.S.C. § 1005]

6. The allegations in paragraphs 1 through 5 of this Indictment are realleged and incorporated as though fully set forth in this paragraph.

7. Starting at least as early as January 2010, and continuing until in or about February 10, 2015, in the Dallas Division of the Northern District of Texas, the defendant, **Susann Nelson**, being an employee of LegacyTexas Bank, a financial institution whose deposits were then insured by the Federal Deposit Insurance Corporation, with intent to defraud the bank and to deceive an officer, auditor, or examiner of the bank, knowingly made false entries in the books, reports, or statements of LegacyTexas Bank, in that the defendant, **Susann Nelson**, recorded the receipt of cash deposits from the Federal Reserve Bank on specific dates, when in truth and in fact as the defendant well knew, the cash deposits had been received by LegacyTexas Bank on earlier dates and the false entries were made in furtherance of a lapping scheme whereby Nelson embezzled cash from LegacyTexas Bank.

All in violation of 18 U.S.C. § 1005.

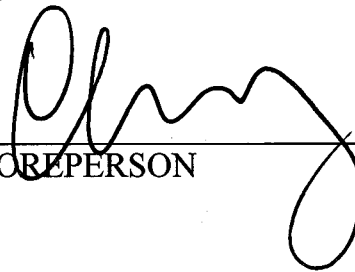
Forfeiture Notice  
(18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c); 18 U.S.C. § 982(a)(2)(A))

Pursuant to 18 U.S.C. § 981(a)(1)(C), 18 U.S.C. § 982(a)(2)(A), and 28 U.S.C. § 2461(c), upon conviction of the offense alleged in Count One or Count Two of the Indictment, the defendant, **Susann Nelson**, shall forfeit to the United States any property, real or personal, which constitutes or is derived from proceeds traceable to the respective offense, whether directly or indirectly, including the total proceeds derived from the offense (commonly referred to as a “money judgment”).

----- NOTHING FURTHER ON THIS PAGE -----

Pursuant to 21 U.S.C. § 853(p), as incorporated by 18 U.S.C. § 982(b), if any property subject to forfeiture, as a result of any act or omission of the defendant, cannot be located upon the exercise of due diligence; has been transferred or sold to, or deposited with, a third person; has been placed beyond the jurisdiction of the Court; has been substantially diminished in value; or has been commingled with other property which cannot be subdivided without difficult, it is the intent of the United States of America to seek forfeiture of any other property of the defendant up to the value of the property subject to forfeiture.

A TRUE BILL



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FOREPERSON

JOHN R. PARKER  
UNITED STATES ATTORNEY



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IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

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THE UNITED STATES OF AMERICA

v.

SUSANN NELSON

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SEALED INDICTMENT

18 U.S.C. § 656

Bank Theft, Embezzlement, or Misapplication

18 U.S.C. § 1005

Fraud and False Statements in Bank Entries, Reports, and Transactions

18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c); 18 U.S.C. § 982(a)(2)(A)

Forfeiture Notice

2 Counts

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A true bill rendered

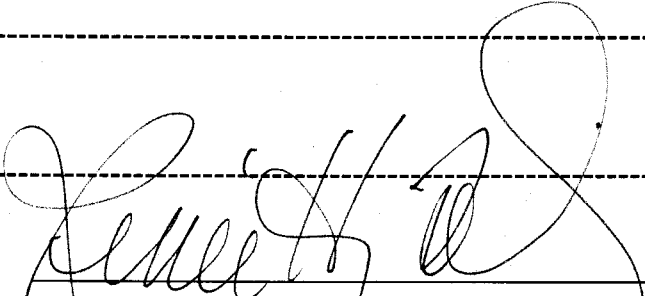
DALLAS

 FOREPERSON

Filed in open court this 30th day of August, 2017.

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Warrant to be Issued

  
UNITED STATES MAGISTRATE JUDGE  
No Criminal Matter Pending